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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO.3178 OF 2004

Canara Bank)..Plaintiffs

Versus

Iyub Usman Sayed and another)..Defendants

Mr.K.R. Lalchandani for the Plaintiff.

None present for the Defendants.

CORAM : SMT. NISHITA MHATRE, J.

DATED : 13TH MARCH 2006

P.C.:

. Despite service, nobody appears for the Defendants.

2. The Suit has been filed to claim an amount of Rs.70,000/- towards personal loan granted to the Defendants. A Demand Promissory Note for Rs.70,000/- was issued to Defendant No.1 wherein it was agreed that the amount would be paid together with interest at the rate of 16.25% per annum.

3. The Plaintiffs have filed the Demand Promissory Note and delivery letter and other documents indicating that the loan had in fact been taken by the Defendants from the Plaintiffs.

4. There is no defence to the claim of the Plaintiffs. There are no militating circumstances against the Plaintiffs.

5. Hence, decree as prayed for.

6. Refund as per Rules.